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## RESTRICTION REQUIREMENT

The Examiner has required restriction among the following six groups of inventions under 35 U.S.C. §121:

Group I: Claims 3-37, 42-76, 81, and 83 drawn to dynamic rules-based

distribution of content to a consumer with payment, classified in class

705, subclass 26;

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Group II: Claims 38-41, 77-80, 82, and 84, drawn to consumer-to-consumer

content distribution, classified in class 705, subclass 51;

Group III: Claims 85 and 86, drawn to electronic music player activation,

classified in class 705, subclass 51;

Group IV: Claims 87 and 88, drawn to presenting certified retailer offer, classified

in class 705, subclass 27

Group V: Claims 89, drawn to electronic content reference tagging, classified in

class 705, subclass 27; or

Group VI: Claims 90-91, drawn to financial clearinghouse structure interacting

with value chain, classified in class 705, subclass 37.

Applicants elect Group I, claims 3-37, 42-76, 81 and 83 with traverse. Applicants respectfully disagree with the Examiner's division of claims. Applicants respectfully submit that

Group III and Group IV are not a separate invention and should be examined with Group I.

Applicants respectfully request that claims 85-88 be examined with the claims of Group I and that

claims 3-37, 42-76, 81, 83 and 85-88 be examined together.

I. <u>Telephone Interview</u>

Applicants thank the Examiner for the telephone conference on October 20, 2004.

Applicants and Examiner discussed the Restriction Requirement and the Examiner's division of the

claims.

CONCLUSION

In view of the above remarks, withdrawal of the restriction requirement and action on the

merits is respectfully requested.

Dated: November 17, 2004

Respectfully submitted,

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